

1 NIAL E. LYNCH (State Bar No. 157959)
MICHAEL L. SCOTT (State Bar No. 165452)
2 HEATHER S. TEWKSBURY (State Bar No. 222202)
DAVID J. WARD (State Bar No. 239504)
3 ALEXANDRA J. SHEPARD (State Bar No. 205143)
Antitrust Division
4 U.S. Department of Justice
450 Golden Gate Avenue
5 Box 36046, Room 10-0101
San Francisco, CA 94102
6 Telephone: (415) 436-6660

7 Attorneys for the United States

8
9
10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA)

13 v.)

14 CHUNGHWA PICTURE TUBES, LTD.)

15)
16 Defendant.)

Case No. CR 08-0804 SI

STIPULATION AND [PROPOSED]
ORDER FOR EXPEDITED
SENTENCING UNDER L.R. 32-1(b)

17 DATE: January 14, 2009
TIME: 4:30 p.m.
18 COURT: Hon. Susan Illston

19 On November 12, 2008, the United States filed a one-count information charging
20 Chunghwa Picture Tubes, Ltd. ("Chunghwa") with participating in a conspiracy in the United
21 States and elsewhere to suppress and eliminate competition by fixing the prices of thin-film
22 transistor liquid crystal display panels, in violation of the Sherman Antitrust Act, 15 U.S.C. §1.
23 Chunghwa is scheduled for a change of plea and possible sentencing on January 14, 2009.
24 Chunghwa will waive Indictment and plead guilty under Fed. R. Crim. P. 11 (c) (1) (C)). The
25 United States and Chunghwa have filed a joint sentencing memorandum describing the material
26 terms of the plea agreement and the agreed upon sentencing recommendation.

27 ///

28 ///

1 IT IS HEREBY STIPULATED AND AGREED as follows:

2 The United States and Chunghwa request that the Court sentence Chunghwa on an
3 expedited basis pursuant to Crim. L.R. 32-1(b), on January 14, 2009. The United States and
4 Chunghwa respectfully submit that the Joint Sentencing Memorandum and the Plea Agreement
5 provide sufficient information for the Court to impose a sentence on January 14, 2009, the same
6 date as the change of plea hearing, without a presentence report.

7
8 Respectfully submitted,

9
10 BY:



Gary R. Spratling, CA No. 51628
Gibson, Dunn & Crutcher LLP
555 Mission Street, Suite 300
San Francisco, CA 94105
Tel: (415) 393-8200
Fax: (415) 374-8439

14 Counsel for Chunghwa Picture
15 Tubes, Ltd.

16 Dated:

January 5, 2009


BY:


Niall E. Lynch, CA No. 157959
Michael L. Scott, CA No. 165452
Heather S. Tewksbury, CA No. 222202
Alexandra J. Shepard, CA no. 205143
David Ward, CA No. 239504
Trial Attorneys
U.S. Department of Justice
Antitrust Division
450 Golden Gate Avenue
Box 36046, Room 10-0101
San Francisco, CA 94102
Tel: (415) 436-6660
Fax: (415) 436-6687

Dated: Jan 5, 2009

20 Based on the stipulation of the parties, and for good cause shown,

21 IT IS SO ORDERED:


22 Susan Illston
23 United States District Judge